



GAU 1646

PATENT APPLICATION  
File No.: 95-33D1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James W. Baumgartner, Theresa M. Farrah, Donald C. Foster,  
Frank J. Grant, Patrick J. O' Hara

Serial No.: 09/090,867      Group Art Unit: 1646

Filed: June 4, 1998      Examiner: Lazar-Wesley, E.

For: TESTIS-SPECIFIC RECEPTOR

AMENDMENT FEE TRANSMITTAL

## BOX NON-FEE AMENDMENT

Commissioner for Patents  
Washington, DC 20231

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TECH CENTER 1600/2900

Sir:

Transmitted herewith is an Amendment for the above-mentioned application. The fee required to be filed with the accompanying amendment has been calculated as shown below:

CLAIMS AS AMENDED

	Claims Remaining After Amendment	Highest No. Covered by Previous Payments	Present Extra	Extra Rate	Fee
Total	30	-32	0	\$9.00	\$000.00
Independent	6	-6	0	\$40.00	\$000.00
1st Presentation of Multiple Dependent Claim				\$135.00	\$000.00
				<b>Total</b>	<b>\$000.00</b>

Applicants claim small entity status. Please charge any required fee to  
ZymoGenetics, Inc., Deposit Account No. 26-0290. A duplicate of this sheet is enclosed.

Respectfully submitted,

Gary E. Parker  
Registration No. 31,648

#13  
LB

## PATENT APPLICATION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: BOX NON-FEE AMENDMENT, Commissioner for Patents, Washington, D.C. 20231.

Aug. 1, 2001

Date

Gary E. Parker

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Applicants : James W. Baumgartner *et al.*

Serial No. : 09/090,867

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Examiner : Lazar-Wesley, E.

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Response Under 37 CFR §1.111

Sir:

In response to the Office Action dated May 7, 2001, Applicants submit the following remarks.

REMARKS

Prosecution of this application has been reopened. Claims 1, 3-13, and 15-32 have been rejected under 35 USC §102(e) as being anticipated by Collins *et al.*, U.S. Patent No. 5,710,023, or by Collins *et al.*, U.S. Patent No. 6,214,559. Applicants respectfully traverse the bases for this rejection.

On July 29, 1999 and October 13, 1999, Applicants filed Rule 131 Declarations and a Declaration of Gary E. Parker evidencing that the '023 patent is not available as §102(e) prior art against the presently claimed invention. In a Communication dated November 24, 1999 (Paper No. 11), the Office stated that claims 1, 3-13, and 15-32 are allowable. Within the present Office Action the Office has